#### UNITED STATES INTERNATIONAL TRADE COMMISSION Washington, DC 20436

# MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the 109<sup>th</sup> Congress <sup>1</sup>

[Date approved: August 26, 2005]<sup>2</sup>

Bill No. and sponsor: H.R	d. 1900 (Mr. Cleaver).
Proponent name, location	: Bayer CropScience Washington, D.C. 20004
Other bills on product (10	9 <sup>th</sup> Congress only): H.R. 2159.
Nature of bill: Renewal of	f temporary duty suspension through December 31, 2008.
Retroactive effect: None.	
Suggested article descript	ion(s) for enactment (including appropriate HTS subheading(s)):
Heading 9902.01.36 is ame	nded by striking "12/31/2006" and inserting "12/31/2008".
_	Same as that in bill as introduced Different from that in bill as introduced (explain differences in Technical mments section)
Product information, incl	uding uses/applications and source(s) of imports:

The subject compound is a chemical intermediate used to produce a pesticide, prothioconazole. This pesticide is used to control leaf and head diseases on wheat and barley and to suppress mycotoxins in the grain. Prothioconazole can also be used on peanuts to control foliar and soilborne diseases.

The subject compound is imported from Germany.

There is no known production of this chemical in the United States.

<sup>&</sup>lt;sup>1</sup> Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

<sup>&</sup>lt;sup>2</sup> Access to an electronic copy of this memorandum is available at <a href="http://usitc.gov/tata/hts/other/rel\_doc/bill\_reports/index.htm">http://usitc.gov/tata/hts/other/rel\_doc/bill\_reports/index.htm</a>

#### **Estimated effect on customs revenue:**

HTS subheading: <u>2905.19.00</u>								
	2005	2006	2007	2008	2009			
Col. 1-General rate of duty (AVE) <u>1</u> /	3.7%	3.7%	3.7%	3.7%	3.7%			
Estimated value <i>dutiable</i> imports	\$72,500	\$72,500	\$72,500	\$72,500	\$72,500			
Customs revenue loss	\$2,683	\$2,683	\$2,683	\$2,683	\$2,683			

 $<sup>\</sup>underline{1}$ / The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Source of estimated dutiable import data: Industry estimates.

#### Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?
		(Yes/No)		
Bayer CropScience (proponent) Will Hensley, 202-756-3781	07/12/2005	No	No	No
Dow AgroSciences Lisa Schroeder, 202-429-3400	07/12/2005	No	No	No
E. I. du Pont Elaine Olsen, 302-992-2263	07/12/2005	No	No	No
FMC Corp. Jerry Prout, 202-956-5200	07/12/2005	No	No	No
Monsanto Corp. Linda Strachan, 202-783-2460	07/12/2005	No	No	No
Syngenta Mike Blythe, 336-632-6000	07/12/2005	No	No	No

**Technical comments:**<sup>3</sup> None.

<sup>&</sup>lt;sup>3</sup> The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

#### 109TH CONGRESS 1ST SESSION

## H.R. 1900

To extend the temporary suspension of duty on Methanol, sodium salt.

#### IN THE HOUSE OF REPRESENTATIVES

April 27, 2005

Mr. Cleaver introduced the following bill; which was referred to the Committee on Ways and Means

### A BILL

To extend the temporary suspension of duty on Methanol, sodium salt.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. METHANOL, SODIUM SALT.
- 4 (a) In General.—Heading 9902.01.36 of the Har-
- 5 monized Tariff Schedule of the United States is amended
- 6 by striking "12/31/2006" and inserting "12/31/2008".
- 7 (b) Effective Date.—The amendment made by
- 8 subsection (a) applies to goods entered, or withdrawn from
- 9 warehouse for consumption, on or after the 15th day after
- 10 the date of enactment of this Act.